IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor: HOFSTETTER, Otto; FERNANDEZ, Luis

Serial No. 09/529,784   Group Art Unit: 1732

Filed: April 20, 2000   Examiner: G. Shipsides

For: **METHOD FOR PRODUCING MULTI-LAYERED PREFORMS**

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

(1) Transmittal Letter;
(2) Response to Notice of Non-Compliant Amendment
(3) Copy of stamped filing receipt indicating filing date of Preliminary Amendment as June 23, 2000
(4) Clean copy of the second paragraph of page 5 of the translated specification

Respectfully submitted,
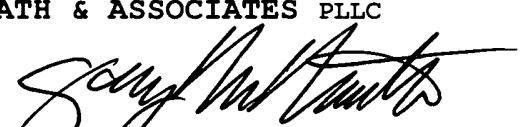
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APR 8 - 2002

TC 1700

NATH & ASSOCIATES PLLC

By: _____
Gary M. Nath
Registration No. 26,965
Marvin C. Berkowitz
Registration No. 47,421
Customer No. 20529

Date: April 4, 2002
NATH & ASSOCIATES PLLC
1030 15th Street N.W., 6th Floor
Washington, D.C. 20005
(202) 775-8383
GMN/MCB/ls.NNCA.TRANS
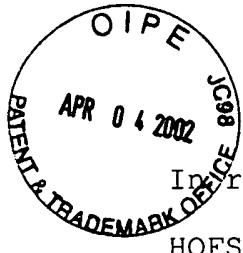
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HOFSTETTER, Otto; FERNANDEZ, Luis

Serial No. 09/529,784   Group Art Unit: 1732

Filed: April 20, 2000   Examiner: G. Shipsides

For: **METHOD FOR PRODUCING MULTI-LAYERED PREFORMS**

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Notice of Non-Compliant Amendment having a mailing date of March 26, 2002. The one month statutory period to respond is set to expire April 26, 2002.

RESPONSE

Applicant respectfully transverses the objection.

Applicant submits that the Preliminary Amendment in question was filed before the provisions of 37 C.F.R. § 1.121 went into effect on March 1, 2001. The Amendment was filed on June 23, **2000**, (not June 23, **2001** as indicated in the Notice of Non-Compliant Amendment) thereby not falling under the requirements of § 1.121. A copy of the stamped filing receipt indicating said filing date of June 23, **2000** is enclosed with this response.

In the interests of expedited examination, a clean copy of the second paragraph of page 5 of the translation specification is

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nonetheless also enclosed with this response.

CONCLUSION

In light of the foregoing, Applicant submits that the application is now in condition for examination. If the Examiner believes the application is not in condition for examination, Applicant respectfully requests that the Examiner contact the undersigned attorney if it is believed that such contact will expedite the prosecution of the application.

Respectfully submitted,
NATH & ASSOCIATES PLLC
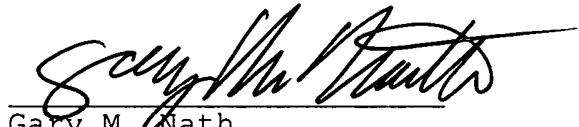
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NATH & ASSOCIATES PLLC
1030 15th Street N.W., 6th Floor
Washington, D.C. 20005
(202) 775-8383
GMN/MCB/ls:NNCA.response

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BOX PCT
Attorney Docket No. 24140

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
HOFSTETTER, Otto; FERNANDEZ, Luis
International Application No. PCT/CH98/00471
Serial No. 09/529,784
International Filing Date: 4 November 1998 (04.11.98)
Filed: April 20, 2000
For: **METHOD FOR PRODUCING MULTI-LAYERED PREFORMS**

DOCUMENTS BEING FILED:

<u>**THE PTO STAMP HEREON ACKNOWLEDGES RECEIPT OF:**</u>

(1) Transmittal Letter
(2) Copy of Notification of Missing Requirements Under 35 U.S.C. 371
(3) Response to Notification of Missing Requirements
(4) Supplemental Preliminary Amendment
(5) Translation of text of three (3) sheets drawings
(6) Translation of International Preliminary Examination Report
(7) Check No. 1301 $130.00 surcharge for late filing of translation of text of drawings.

NATH & ASSOCIATES PLLC
1030 15TH Street, NW - 6TH Floor
Washington, D.C. 20005
(202)-775-8383

FILE CHECK
Prepared by:

Approved by:

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